

From: "Tonel, Monica" <Tonel.Monica@epa.gov>
To: (b) (6)
Date: 3/26/2019 11:37:49 AM
Subject: RE: Declaration of (b) (6) - copy and 1986 USACoE case No.

Hello-

This is to acknowledge EPA's receipt of your message below with attachments.

Thank you for providing the information.

-Monica Tonel
USEPA Region 10
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From: (b) (6)
Sent: Monday, March 25, 2019 1:12 PM
To: Tonel, Monica <Tonel.Monica@epa.gov>
Subject: Fwd: Declaration of (b) (6) - copy and 1986 USACoE case No.

Hi,

Red Brick Road unpermitted landfill on Gunshy Manor, ref. USACoE File No. 071-OYB-4-009379
KC DPCD-Bldg & Land Development Div: Gr Permit #2767-17

(b) (6) provided a signed declaration of his own knowledge of the construction debris dumping at Gunshy Manor in the 1980's. From the EPA 2012 - 2015 Nelson consent and final order investigation there was a disclosure by Nelson's of the 1986 wetlands filling determination in that same area. The important thing to note is while the entire lower pasture was filled, the jurisdiction was only the fill in the wetlands and so the letter from the USACoE explains there was a to be a "Toe" with a slope of 3:1 where the rest of the fill could remain.

Yes, the REST of the fill would remain. By "rest" of the fill one has to look at the USACoE file attached, and look at the initial site survey map, and notice it includes a clear delineation of the "fill" that does in fact surround the entire lower pasture, thus validating as witnessed by (b) (6) that 100,000's of cubic yards were dumped. It is disappointing to see that the 100 year floodplain bisected that lower pasture and despite the enforcement, officials at the USACoE.

Where this enforcement failed the people in the valley is King County allowed to keep rest of the pasture filled in and only some wetlands area ordered restored. William Nelson Sr only removed 2,800 Cubic Yds in his County grading permit. In Nelson's map of the grading permit later, that fill line was erased from the map information that was identified "limit of fill". One wonders if the County record was erased of documentation of extent of the landfill with that simple omission? He was also supposed to remove the berm aka dike in the area Buff was ordered to restore in the 2015 EPA agreement.